

Morgan Lewis

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January 24, 2019

Via Overnight Courier

Donna Nickerson, Secretary
Delaware Public Service Commission
Cannon Building
861 Silver Lake Boulevard, Suite 100
Dover, DE 19904

**Re: Application of Chesapeake Fiber, LLC for Approval to Abandon Its
Certificate of Public Convenience and Necessity**

Dear Secretary Nickerson:

On behalf of Crown Castle Fiber LLC ("Crown Castle Fiber"), as successor in interest to Chesapeake Fiber, LLC ("Chesapeake" together with Crown Castle Fiber, the "Company"), enclosed for filing are an original and ten (10) copies of the above-referenced Application for Approval to Abandon Chesapeake's Certificate of Public Convenience and Necessity. Also enclosed is a check in the amount of \$150.00 to cover the requisite filing fee.

Please date-stamp the extra copy and return it in the envelope provided. Pursuant to the Commission's rules, a copy of this filing is being served in the Division of Public Advocate. Should you have any questions, please do not hesitate to contact me.

Respectfully submitted,



Brooke McGlinn (DE Bar # 4884)

Counsel for the Company

cc: Division of Public Advocate
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Wilmington, DE 19801

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STATE OF DELAWARE
THE PUBLIC SERVICE COMMISSION
CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 100
DOVER, DELAWARE 19904

TELEPHONE: (302) 736-7529
TELECOPIER: (302) 739-4849

FILING COVER SHEET

1. NAME OF APPLICANT: Chesapeake Fiber, LLC
2. TYPE OF FILING: RATE CHANGE ☐
FUEL ADJUSTMENT ☐
ADMINISTRATIVE ☐
CPCN ☐
NEW SERVICE OFFERING ☐
OTHER - DESCRIBE Section 206A(d)(1) Abandonment
- IF A TELECOMMUNICATIONS FILING, WHAT TYPE OF SERVICE IS IMPACTED?
BASIC _____ COMPETITIVE x DISCRETIONARY _____
3. PROPOSED EFFECTIVE DATE: January 1, 2019
- IS EXPEDITED TREATMENT REQUESTED? YES ☒ NO ☐
4. SHORT SUMMARY OF FILING: Application seeking cancellation of Chesapeake Fiber, LLC
CPCN and tariffs in light of consolidation into its affiliate Crown Castle Fiber LLC
5. DOES THIS FILING RELATE TO OTHER DOCKETS: YES ☒ NO ☐
IF YES, LIST DOCKET(S) NO(S): PSC Docket Nos. 00-562; 12-178; 13-86; 15-0952;
18-0909
6. IS PUBLIC NOTICE REQUIRED? YES ☐ NO ☒
IF YES, PLEASE ATTACH COPY OF PROPOSED PUBLIC NOTICE.
7. APPLICANT'S CONTACT PERSON: NAME: Brooke E. McGlinn
TITLE: Associate, Morgan Lewis & Bockius LLP
PHONE: 215-963-5404
FAX: 215-963-5001
EMAIL: brooke.mcglinn@morganlewis.com
WEBSITE (IF APPLICABLE) _____
8. DID YOU PROVIDE A COMPLETE COPY OF THE FILING TO THE PUBLIC ADVOCATE?
YES ☒ NO ☐ IF YES, WHEN? January 24, 2019
9. FILING FEE ENCLOSED: AMOUNT: \$ 150.00

NOTE: House Bill 681, enacted into law 7/13/98, authorizes the Commission to recover the cost of time spent by in-house staff to process all filings initiated after the date of enactment. You may be required to reimburse the Commission for staff time.

**BEFORE THE
DELAWARE PUBLIC SERVICE COMMISSION**

Application of)	
)	
Chesapeake Fiber, LLC)	PSC Docket No. _____
)	
for Approval to Abandon Its Certificate)	
of Public Convenience and Necessity)	

APPLICATION

WHEREAS, 26 Del. C. § 203A(d)(1) provides that no public utility shall abandon or discontinue, in whole or in part, any business, operations or services provided under a certificate of public convenience and necessity or otherwise which are subject to jurisdiction of the Commission without first having received Commission approval for such abandonment or discontinuance; and,

WHEREAS, Chesapeake Fiber, LLC (“Chesapeake”) holds a Certificate of Public Convenience and Necessity (“Certificate”) granted by Order Nos. 8190 and 8312 issued in PSC Docket Nos. 12-178 and 13-86, respectively, to provide non-switched competitive local exchange telecommunications services;

WHEREAS, on December 31, 2018, Chesapeake was consolidated into its affiliate, Crown Castle Fiber LLC (“Crown Castle Fiber”), as described in Report No. 18-CR-1510-NDS and therefore no longer exists as a separate corporate entity;

WHEREAS, effective January 1, 2019, Chesapeake’s customers in Delaware are served by Crown Castle Fiber pursuant to Crown Castle Fiber’s Certificates granted in Order No. 5654 issued by the Commission in PSC Docket No. 00-562;¹

¹ The original certificates were granted to Consolidated Edison Communications, Inc., which merged with and into Con Edison Communications, LLC. The company then changed its name to RCN New York Communications, LLC and subsequently to Sidera Networks, LLC. In 2015, the company further changed its name to Lighttower Fiber Networks II, LLC. *See* PSC Docket No. 15-0952. In May 2018, the company changed its name to Crown Castle Fiber LLC. *See* PSC Docket No. 18-0909.

WHEREAS, Crown Castle Fiber requests that the Commission (a) cancel Chesapeake's Certificate and tariffs effective January 1, 2019 and (b) with respect to Chesapeake's bond, release the surety from liability under, and authorize the surety to cancel, the bond of credit of Chesapeake and (c) to the extent the original bond was submitted to the Commission, return it the original bond to the Company;

WHEREAS, Crown Castle Fiber states under oath that the abandonment or discontinuance of Chesapeake's Certificate is reasonable, necessary and not unduly disruptive to the present or future public convenience and necessity and that;

NOW THEREFORE, by the filing of this verified application Crown Castle Fiber seeks the entry of an Order by the Delaware Public Service Commission canceling and terminating Chesapeake's Certificate and withdrawal of any tariff(s) of Chesapeake on file effective January 1, 2019.

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COMMONWEALTH OF PENNSYLVANIA §
 §
COUNTY OF WASHINGTON §

I, Neil Dickson, am Vice President – Corporate and Commercial Transactions of Crown Castle Fiber LLC, on my oath say that the foregoing application to abandon the Certificate of Public Convenience and Necessity held by Chesapeake Fiber, LLC in the State of Delaware is true and correct to the best of my knowledge, information and belief and that I am an officer of the applying entity with full authority to make such application and representations.



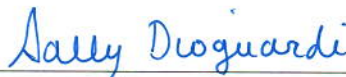
Neil Dickson
Vice President – Corporate and Commercial
Transactions
Crown Castle Fiber LLC (successor-in-interest to
Chesapeake Fiber, LLC)

SIGNED AND SWORN TO (OR AFFIRMED) BEFORE ME BY

Neil Dickson

(name of person making statement)

THIS 22nd DAY OF January, 2019.

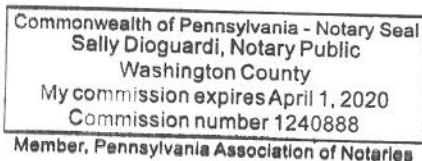


(signature of notarial officer)

Notary Public

(title and rank)

My Commission expires April 1, 2020



FOR PSC USE ONLY

PSC DOCKET NO. _____

DATE RECEIVED _____ . APPROVED BY ORDER NO. _____ .